

JUL 22 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/788,906	02/27/2004	Steven D. Girouard	279.696US1

Schwegman, Lundberg, Woessner & Kluth, P.A.
P.O. Box 2938
Minneapolis, MN 55402

CONFIRMATION NO. 4545

FORMALITIES LETTER



OC000000012727343

Date Mailed: 05/20/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/23/2004 MMEKONEN 00000054 10788906

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1201	86.00 OP
04 FC:1202	2340.00 OP
05 FC:1203	290.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$2716** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$3616** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$2716**

PORTFOLIO I.P.

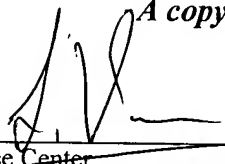
MAY 24 2004

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- \$86 for 1 independent claims over 3.
- \$2340 for 130 total claims over 20.
- \$290 for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
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*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Steven D. Girouard et al.

Title: METHOD AND APPARATUS FOR DEVICE CONTROLLED GENE EXPRESSION

Docket No.: 279.696US1

Serial No.: 10/788,906

Filed: February 27, 2004

Due Date: July 20, 2004

Examiner: Unknown

Group Art Unit: 3762

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

We are transmitting herewith the attached:

- ☒ A return postcard.
- ☒ A check in the amount of \$130.00 to cover the large entity surcharge.
- ☒ A check in the amount of \$3486.00 to cover the Basic Filing Fee and Additional Claims Fee.
- ☒ Communication Re: Missing Parts (1 pg.).
- ☒ A signed Combined Declaration and Power of Attorney (4 pgs.).
- ☒ Notice to File Missing Parts (2 pgs.).

If not provided for in a separate paper filed herewith, please consider this a **PETITION FOR EXTENSION OF TIME** for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number: 21186

By: 

Name: Zhengnian Tang
Reg. No. 55,666
ZT:CMG:Imp

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 20 day of July, 2004

USA POSORSKE
Name


Signature

S/N 10/788,906

PATENT



IN REPLY TO THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Steven D. Girouard et al.	Examiner:	Unknown
Serial No.:	10/788,906	Group Art Unit:	3762
Filed:	February 27, 2004	Docket:	279.696US1
Customer No.:	21186	Confirmation No.:	4545
Title:	METHOD AND APPARATUS FOR DEVICE CONTROLLED GENE EXPRESSION		

COMMUNICATION RE: MISSING PARTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In response to the "Notice to File Missing Parts" (see enclosed copy), we submit the Combined Declaration and Power of Attorney, a check in the amount of \$130.00 to cover the Large entity surcharge, and a check in the amount of \$3,486.00 to cover the large entity basic filing fee and additional claims fee.

Applicants assume the application is now in proper order and in condition for examination. Please direct any inquiries to the undersigned attorney at (612) 373-6965.

If necessary, please charge any additional fees or credit overpayment to Deposit Account 19-0743.

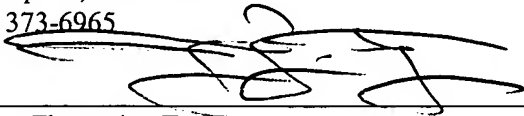
Respectfully submitted,

Steven D. Girouard et al.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6965

Date 7/20/2004

By 
Zhengnian Tang
Reg. No. 55,666
ZT:CMG:Imp

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Name

LISA POSORSKE

Signature

